

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KIMBERLY CARRIE DANIELS,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner of the
Social Security Administration,

Defendant.

Case No. 10-cv-1349-RSL-JPD

REPORT AND RECOMMENDATION

Plaintiff brought this action to seek judicial review of the denial of her application for disability benefits by the Commissioner of the Social Security Administration. *See* Dkt. 1. The parties have stipulated that this case should be reversed and remanded for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). *See* Dkt. 20 at 2.

Based on the stipulation of the parties, the Court recommends that this case be **REVERSED** and **REMANDED** for further administrative proceedings. The parties have stipulated that on remand, an Administrative Law Judge (“ALJ”) should conduct a de novo hearing including, but not limited to, a reevaluation of the evidence to determine whether plaintiff can perform her past relevant work at step four. *See id.* at 1. After reevaluating the evidence at step four, the ALJ should proceed as appropriate through the sequential evaluation process.

1 A proposed order accompanies this Report and Recommendation.

2 DATED this 5th day of January, 2011.

3 

4 JAMES P. DONOHUE

5 United States Magistrate Judge